

109TH CONGRESS  
1ST SESSION

# S. 447

---

IN THE HOUSE OF REPRESENTATIVES

JULY 28, 2005

Referred to the Committee on Resources

---

## AN ACT

To authorize the conveyance of certain Federal land in the  
State of New Mexico.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Jornada Experimental  
5       Range Transfer Act of 2005”.

1 **SEC. 2. DEFINITIONS.**

2 In this Act:

3 (1) BOARD.—The term “Board” means the  
4 Chihuahuan Desert Nature Park Board.

5 (2) SECRETARY.—The term “Secretary” means  
6 the Secretary of Agriculture.

7 **SEC. 3. CONVEYANCE OF LAND TO CHIHUAHUAN DESERT**  
8 **NATURE PARK BOARD.**

9 (a) CONVEYANCE.—The Secretary may convey to the  
10 Board, by quitclaim deed, for no consideration, all right,  
11 title, and interest of the United States in and to the land  
12 described in subsection (b).

13 (b) DESCRIPTION OF LAND.—The parcel of land re-  
14 ferred to in subsection (a) consists of not more than 1000  
15 acres of land selected by the Secretary—

16 (1) that is located in the Jornada Experimental  
17 Range in the State of New Mexico; and

18 (2) that is subject to an easement granted by  
19 the Agricultural Research Service to the Board.

20 (c) CONDITIONS.—The conveyance of land under sub-  
21 section (a) shall be subject to—

22 (1) the condition that the Board pay—

23 (A) the cost of any surveys of the land;  
24 and

25 (B) any other costs relating to the convey-  
26 ance;

1           (2) any rights-of-way to the land reserved by  
2     the Secretary;

3           (3) a covenant or restriction in the deed to the  
4     land described in subsection (b) requiring that—

5                 (A) the land may be used only for edu-  
6     cational purposes;

7                 (B) if the land is no longer used for the  
8     purposes described in subparagraph (A), the  
9     land shall, at the discretion of the Secretary, re-  
10    vert to the United States; and

11                (C) if the land is determined by the Sec-  
12    retary to be environmentally contaminated  
13    under subsection (d)(2)(A), the Board shall re-  
14    mediate the contamination; and

15           (4) any other terms and conditions that the  
16    Secretary determines to be appropriate.

17    (d) REVERSION.—If the land conveyed under sub-  
18    section (a) is no longer used for the purposes described  
19    in subsection (c)(3)(A)—

20                (1) the land shall, at the discretion of the Sec-  
21    retary, revert to the United States; and

22                (2) if the Secretary chooses to have the land re-  
23    vert to the United States, the Secretary shall—

24                        (A) determine whether the land is environ-  
25    mentally contaminated, including contamination

1 from hazardous wastes, hazardous substances,  
2 pollutants, contaminants, petroleum, or petro-  
3 leum by-products; and

4 (B) if the Secretary determines that the  
5 land is environmentally contaminated, the  
6 Board or any other person responsible for the  
7 contamination shall remediate the contamina-  
8 tion.

Passed the Senate July 27, 2005.

Attest: EMILY J. REYNOLDS,  
*Secretary.*